IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 6811 of 1996

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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RAMESHBHAI L GAMIT - Petitioner(s)
Versus
COLLECTOR - Respondent(s)

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Appearance :
NOTICE UNSERVED for Petitioner(s) : 1,
MR DIPEN DESAI, ASST. GOVERNMENT PLEADER for Respondent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 05/04/2007

ORAL JUDGMENT

By way of this petition, under Article 226 of the Constitution

of India, the petitioner has prayed for an appropriate direction and / or order for quashing and setting aside the Annexure – A dated 08.07.1996 by which the petitioner was revered from the post of Deputy Mamlatdar. It appears that the petitioner who was at the relevant time serving as Deputy Mamlatdar was reverted on abolition of the post on which he was working.

2. This petition was ordered to be heard with Special Civil Application No. 10038 of 1996 and it is reported that the said Special Civil Application is disposed by this Court by order dated 11.01.2007.

3. It appears that during the pendency of the present Special Civil Application no interim relief was granted. Therefore, reversion order was implemented and acted upon. Shri Dipen Desai, learned Assistant Government Pleader has submitted that the petitioner was similarly situated to the petitioners of Special Civil Application No. 10038 of 1996 and that; after the petitioners were reverted pursuant to the impugned order, thereafter, all the petitioner are again promoted to the post of Deputy Mamlatdar. Under the circumstances, by efflux of time, the present Special Civil Application has become infructuous and no further order is required to be passed by this Court. Accordingly, the petition is dismissed as having become infructuous. However, liberty is reserved in favour of the petitioner to move an application in the present

petition if, at all, any grievance survives in this petition. With these, the present petition is disposed of. No costs.

[M.R.Shah, J.]

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